RECEIVED CENTRAL FAX CENTER

MAR 0 2 2009

MARK A. LITMAN & ASSOCIATES, P.A. PATENT, TRADEMARK & COPYRIGHT ATTORNEYS

York Business Center, Suite 205 3209 West 76th Street

Edina, MN 55435

Telephone (952)832.9090

Facsimile (952)832.9191

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

| Applicant: | Philip Stephen Smith, et al. | Examiner: | Mosser, Robert E. |
|--|--|--|---|
| Serial No. | 10/764,995 | Group Art Unit: | 3714 |
| Filed: | January 26, 2004 | Docket No. | PA0959.ap.US |
| Title: | AUTOMATED MULTIPLAYE | R GAME TABLE | WITH UNIQUE IMAGE |
| - | FEED OF DEALER | | |
| | You should receive 18 If you do not receive all pag | page(s) including the | iis one. 832-9090 |
| Facsimile C | enter | | · · · · · · · · · · · · · · · · · · · |
| Washington | i, DC 20231 BER <u>: (571) 273-8300</u> | TELEPHON | E: <u>(571) 272-1397</u> |
| | · · · · · · · · · · · · · · · · · · · | | |
| | | | • |
| | liver to MAIL STOP: APPEAL | BRIEF - PATENT | rs |
| | liver to MAIL STOP: APPEAL | BRIEF - PATENT | rs |
| * Please de | TER AUTHORIZES THE USF 50-1391 FOR FEES ASSOCIA | PTO TO DEBIT DE | EPOSIT ACCOUNT |
| * Please de | TER AUTHORIZES THE USE 50-1391 FOR FEES ASSOCIA ESSARY. | PTO TO DEBIT DE TED WITH THIS I | CPOSIT ACCOUNT RESPONSE, IF SUCH FEES |
| * Please de THIS LET NUMBER ARE NECI | FER AUTHORIZES THE USE 50-1391 FOR FEES ASSOCIATES SARY. of this transmission, including the | PTO TO DEBIT DE TED WITH THIS I | EPOSIT ACCOUNT RESPONSE, IF SUCH FEES |
| * Please de THIS LET NUMBER ARE NECI Total pages | TER AUTHORIZES THE USF 50-1391 FOR FEES ASSOCIATED SARY. of this transmission, including the Company of the pages described to the pages | PTO TO DEBIT DE TED WITH THIS I | EPOSIT ACCOUNT RESPONSE, IF SUCH FEES |
| * Please de THIS LET NUMBER ARE NECI Total pages | FER AUTHORIZES THE USE 50-1391 FOR FEES ASSOCIATES SARY. of this transmission, including the | PTO TO DEBIT DE TED WITH THIS I is COVER SHEET: ibed above, please te By: | EPOSIT ACCOUNT RESPONSE, IF SUCH FEES Lephone us at Mallow |
| * Please de THIS LET NUMBER ARE NECI Total pages | TER AUTHORIZES THE USF 50-1391 FOR FEES ASSOCIATED SARY. of this transmission, including the Company of the pages described to the pages | TO TO DEBIT DETECTION THIS IS COVER SHEET: abed above, please te By: Atty: | POSIT ACCOUNT RESPONSE, IF SUCH FEES Lephone us at Mark A. Litman |
| * Please de THIS LET NUMBER ARE NECI Total pages | TER AUTHORIZES THE USF 50-1391 FOR FEES ASSOCIATED SARY. of this transmission, including the Company of the pages described to the pages | TO TO DEBIT DETECTION THIS IS COVER SHEET: abed above, please te By: Atty: | EPOSIT ACCOUNT RESPONSE, IF SUCH FEES Lephone us at Mallow |
| * Please del THIS LET NUMBER ARE NECI Total pages If you do No 952.832.909 | TER AUTHORIZES THE USF 50-1391 FOR FEES ASSOCIATED SARY. of this transmission, including the Company of the pages described to the pages | TO TO DEBIT DETECTION OF THE PROPERTY OF THE P | Lephone us at Mark A. Litman No. 26,390 |
| * Please del THIS LET NUMBER ARE NECI Total pages If you do No 952.832.909 | TER AUTHORIZES THE USF 50-1391 FOR FEES ASSOCIATES ASSOCIATES AND THE USF CONTROL OF THE TRANSMISSION, including the OT receive all of the pages described, or fax us at 952.832.9191. | TED WITH THIS It is COVER SHEET: ibed above, please te Atty: Reg. facsimile to the United States | Lephone us at Mark A. Litman No. 26,390 |

only by the person to whom it is directed. If you have received this facsimile in error, please notify us by telephone immediately so that we can arrange for the return of the original documents to us. If you do NOT receive all of the pages, please telephone us in the U.S.A. at (952) 832.9090 or FAX us at (952)832.9191.

MAR 0 2 2009

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

| Applicant: | Philip Stephen Smith, et al. | Examiner: | Mosser, Robert E. |
|------------|------------------------------|-----------------|-------------------|
| Serial No. | 10/764,995 | Group Art Unit: | 3714 |
| Filed: | January 26, 2004 | Docket No. | PA0959.ap.US |
| Title: | AUTOMATED MULTIPLAYE | R GAME TABLE V | VITH UNIQUE IMAGE |

FEED OF DEALER

MAIL STOP APPEAL BRIEF-PATENTS

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

The following documents are hereby submitted:

| | ionoming documents are neighborine |
|-------------|--|
| \boxtimes | Reply Brief to Examiner's Answer (/(pages) |
| \boxtimes | Transmittal Sheet |
| X | Facsimile Cover Sheet |

Please consider this a PETITION FOR EXTENSION OF TIME for sufficient number of months to enter these papers if an additional extension of time is deemed necessary by the Office. Authorization is hereby given to charge Deposit Account Number 50-1391 if such additional extension is necessary.

MARK A. LITMAN & ASSOCIATES, P.A.

York Business Center, Suite 205, 3209 W. 76th St.

Edina, MN 55435 (952-832-9090)

By:

Atty: Mark A. Litman

Reg. No. 26,390

| CERTIFICATE UNDER 37 C.F.R. 1.8: The undersigned hereby certifies that this Transmittal Letter and the paper, as described herein, are being facsimile transmitted to the United States Patent and Trademark Office, addressed to: Mall Stop Appeal Brief-Patents, Commissioner for Patents, PO Box 1450, Alexandria, VA 22313 1450 on 2. March 2009 | - |
|--|---|
| Mark A. Litman Name Signature | |

REGENTED 18
CENTRAL FAX CENTER

MAR 0 2 2009 PATENT

S/N 10/764,995

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:

Philip Stephen Smith, et al.

Examiner:

R.E. Mosser

Serial No.

10/764,995

Group Art Unit:

3714

Filed:

January 26, 2004

Docket No.

PA0959.ap.US

Title:

AUTOMATED MULTIPLAYER GAME TABLE WITH UNIQUE IMAGE

FEED OF DEALER

MAIL STOP: APPEAL BRIEF - PATENTS

P.O. BOX 1450

Commissioner for Patents Alexandria, VA22313-1450

Sir:

This REPLY BRIEF is being filed in response to the New Issues raised in the Examiner's Answer mailed on 02 February 2009. The U.S. Patent and Trademark Office is hereby authorized to debit any costs and fees associated with this Petition to Deposit Account No. 50-1391. Appellant(s) is submitting this single copy of the Reply Brief in Compliance with the requirements of 37 CFR 41.37(c). Appellant requests a personal appearance at the Board of Appeals, but will defer payment of the fee until after receipt of the Examiner's Answer.

| CERTIFICATE UNDER 37 C.F.R. 1.8: The undersigned he paper, as described herein, are being deposited in the Unit sufficient postage, in an envelope addressed to: MAIL STO Commissioner for Patents, Alexandria, VA 22313-1450 _2 | ed States Postal Service, as first class mail, with P: APPEAL BRIEF - PATENTS, P.O. BOX 1450, |
|--|--|
| Mark A. Lilman Name | Signature Signature |

STATUS OF CLAIMS

Claims 1-17, all of the claims in this application have been finally rejected.

Claims 1-17, all of the claims in this Application are on Appeal.

GROUNDS OF REJECTION TO BE REVIEWED ON APPEAL

Solely for the purposes of expediting this Appeal and complying with the requirements of 37 C.F.R. 1.192(c)(7), the following grouping of claims is presented. This grouping is not intended to constitute any admission on the record that claims within groups may or may not be independently asserted in subsequent litigation or that for any judicial determination other than this Appeal, the claims may or may not stand by themselves against any challenge to their validity or enforceability.

- 1. Claims 1-17 have been rejected under the Non-Statutory Ground of Obviousness-Type Double Patenting over at least claim 75 of copending U.S. Application 10/910713.
- 2. Claims 1-16 are rejected under 35 USC 103(a) as unpatentable over Published U.S. Application 20040063482 (Toyoda et al.) when considered with Published U.S. Patent Application 20020147987 (Reynolds).
- 3. Claims 17 is under 35 USC 103(a) as unpatentable over Published U.S. Application 20040063482 (Toyoda et al.), when further considered with U.S. Patent No. 6,731,416 (Hazzard).

ARGUMENT

The Examiner has raised New Issues in responding to the following remarks made in the Brief on Appeal. The new issue is an attempt to assert a definition of "merge" that is not in common usage, not used in the specification of Appellant, and for which no basis of the assertion of the definition can be found.

The common meaning of the word "merge," which is the standard to be used in interpreting the word, in the absence of specific definition in the specification should be, as shown in the attached Random House Dictionary page 1203,

"1. To cause to combine or coalesce; unit. 2. To combine, blend or unite gradually to blend the individuality or individual identity of:..."

This placing of the dealer image within the same area of the screen as the background (e.g., see figures and specification of Appellant) is exactly the meaning that Appellant intends. To the contrary, Toyoda (cited in the rejection and asserted to show merging) consistently and repeatedly maintains distinct, separate and uniform areas for the different portions of the image displayed. There is no merger, but merely box-in-screen display of separate and distinct images in separate and distinct areas of the screen.

This is a new issue (an attempt to redefine "merge" in a manner that would equate to the disclosure of Toyoda), when in fact the asserted definition is in error. As shown in the following original arguments on this point, and in the common definition of the term, this argument is in error.

Claims 1-16 are rejected under 35 USC 103(a) as unpatentable over Published
 U.S. Application 20040063482 (Toyoda et al.) when considered with Published U.S.
 Patent Application 20020147987.

Remarks in the Rejections and Comments of the Examiner (Page 7-10)

The rejection asserts that arguments that the processor of Toyoda would be insufficient to <u>merge</u> two video feeds are in error because of Figures 4 and 13C of Toyoda. (<u>emphasis</u> added)

The fault in this position is that the description of the content of Figures 4 and 13C clearly show that images are **not merged**, but are merely juxtaposed, separate dedicated areas on a single screen with a sharp line of demarcation between content in the

separate areas. Note specifically Toyoda's description of Figure 4 from paragraphs [0117] – [0123]. The various images are shown on three separate video devices 32, 42 and 52. This is absolutely clear from the teachings of Toyoda explicit to Figures 4 and 13C. Note the specific statement in paragraph [0117] that "The image data to be displayed on display device 32 corresponds to display area R2, the image data to be displayed on display device 42 corresponds to display are 43, and the image data to be displayed on each display device 52 corresponds to display area R4." Even though Figure 4 gives a false impression of image overlay, the actual description and the schematic on Figure 3 clearly show three distinct display devices 32 42 52 and separate data fed to each display device. There is no merging of image data of a dealer on a background.

Additionally, the claim requires that "wherein the background comprises at least one dynamic image." It is impermissible to merely assert that every computer is capable of doing this. The claim requires this dynamic feed to be present in an overlain combination with the merged image (not merely juxtaposed in separate areas) and there is no disclosure or teaching of a dynamic feed merged with a dealer image. It is impermissible to assume functional capability and the use of the functional capability and the provision of functional capability from any computer. The logical extreme extension from such a position is that any use of a computer is obvious as any computer could perform that function. That position is not in compliance with 35 USC 103(a) or U.S. Patent Office standards for rejection of structures containing computers which recites function and software.

The arguments by the US Patent and Trademark Office with respect to Figure 13C fail to recognize that those images and image devices are not the image functions or devices claimed by the present claims. The images on devices 52A-D are the images on individual player screens. Note Figure 1 and the location therein of elements 52A, 52B, 52C and 52D. These are the player monitors. The function and objective of Figure 13C is not instructive of the subject matter of claims 1-17. The separate display areas for player images and card images on the player screens are not instructive of providing a merged image of a dealer image and a dynamic background image.

The Office Action further asserts that Figures 4 and 15 show multiple feeds and the presentation of the multiple feeds on a common display... while the combination of Toyoda and Reynolds is provided to replace a possibly static background of the dealer

with a live background. The multiple feeds are for use on the player monitors 52 (A-D) and not the recited functions of providing a dealer image on a dynamic background.

Even if the proposed combination of replacing the "background" described in Toyoda with a video feed background of Reynolds were made, that replacement would occur on the players' monitors and would not provide the method, function and structure recited in the claims, the combination of a dealer image with the dynamic background behind the dealer displayed image. Reynolds is a purely technical capability function and has no direct implications or teachings related to the gaming art or the objectives of the present technology.

The present technology allows the dealer display to be readily adjusted to the intent of the casino managers, with dealer images replaceable to match the make-up of the players, and dynamic background images replaceable to meet casino objectives of entertainment or thematic display. That concept and method is not disclosed by Toyoda in view of Reynolds. Toyoda must combine card images and player images on the separate areas of the player monitor to achieve desired Toyoda effects, but there is no suggestion or technical disclosure of:

software that merges the at least two multiple video images to form a composite image of a dealer against a background, ...

wherein the background comprises at least one dynamic image.

The combination of references fails to teach the subject matter of the claims or make that subject matter obvious to one skilled in the art.

The Examiner also asserts that the previous arguments do not consistently apply and discuss the terms of "dynamic image," "video feed," and the like. Applicants disagree. Applicants appreciate that a video feed within the content of the Reynold's disclosure may be a dynamic image, but that the images of Toyoda are not combined in a display of a dealer image against a dynamic image background.

Additionally, claim 2 specifically recites a live feed as part of the merged background image, thus limiting the dynamic image to a live dynamic image from a camera.

INDEPENDENT PATENTABILITY OF CLAIM 3 AND ALL CLAIMS DEPENDENT THEREFROM

Additionally claim 3 recites that:

20009/0018

MAR 0 2 2009

"...the processor having a file source feeding at least one set of video image data as a mask layer and at least one other set of video image data as an auxiliary dynamic background image for display of the merged image."

Neither Toyoda nor Reynolds has been cited as showing the combination of the THREE IMAGES (as recited in the claim) in the first video display to combine the dealer image, the mask image and the dynamic background image. Claim 3 and each claim dependent therefrom is clearly novel and unobvious over the art cited in the rejection.

CONCLUSION

All rejections have been shown to be overcome by the previously arguments submitted. The new issue has been shown to be in error All rejections should be reversed in view of the above arguments, all claims should be allowed and the Application should be passed to Issue. If the Examiner believes that some issues may be further overcome by an interview with the Attorney of Record (either by telephone or in person), the Examiner is respectfully requested to call the attorney of record at 952.832.9090 (CST) at his convenience.

Respectfully submitted, PHILIP S. SMITH, et al. By Their Representatives,

MARK A. LITMAN & ASSOCIATES, P.A. York Business Center, Suite 205 3209 West 76th Street Edina, Minnesota 55435 (952) 832-9090

Date: 2 March 2009

Mark A. Litman Reg. No. 26,390

CERTIFICATE UNDER 37 C.F.R. 1.8: The undersigned hereby certifies that this Transmittal Letter and the paper, as described herein, are being sent by facsimile to the US Patent and Trademark Office addressed to:

Mail Stop: APPEAL BRIEF - PATENTS, Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450 on 2 March 2009

Mark A Litman

CLAIMS APPENDIX

1. (APPEALED) An automated wagering gaming event system comprising:

at least two distinct video displays, a first video display for showing a dealer in a card game and at least a second video display showing playing cards to individual players;

at least one processor for enabling play of the wagering gaming event;
multiple player positions to enable multiple players to play the game;
wherein the at least one processor is connected to at least two distinct feeds of video
information so that the processor is fed the at least two different multiple video images
and the at least one processor contains software that merges the at least two multiple
video images to form a composite image of a dealer against a background,

at least two separate feeds of video image information connected to sources of different video content that are fed into the processor and are merged in the at least one processor and then displayed on the first video display;

wherein the background comprises at least one dynamic image.

2. (APPEALED) An automated wagering gaming event system comprising:

at least two distinct video displays, a first dealer video display for showing a dealer in a card game and at least a second video display showing playing cards provided to individual players;

at least one processor for enabling play of the wagering gaming event;
a live camera feeding live video data to the at least one processor;
multiple player positions to enable multiple players to play the game;
wherein the at least one processor is connected to at least two distinct feeds of video
information so that the processor is fed the at least two different multiple video images
and merges the at least two multiple video images to form a composite image of a dealer
against a background,

the at least one processor having a feed from a live video image from a live camera that that is one of the at least two distinct feeds that is merged and provides a background component for a video feed of the image of the dealer that is virtually merged on the first screen to show a dealer with a live video image background.

3. (APPEALED) An automated wagering gaming event system comprising:

at least two distinct video displays, a first dealer video display for showing a foreground image of a dealer in a card game, and at least a second video display showing playing cards to individual players;

at least one processor for enabling play of the wagering gaming event;
multiple player positions to enable multiple players to play the game;
wherein at least one of the processors is transmission connected to separate feeds for at
least three different sets of video image data and the at least one processor has software
therein that is executed and merges the at least three multiple video images to form a
composite image of a dealer against a background,

a feed to the first video display screen that carries the composite image; and the processor having a file source feeding at least one set of video image data as a mask layer and at least one other set of video image data as an auxiliary dynamic background image for display of the merged image.

- 4. (APPEALED) The automated wagering system of claim 3 wherein the auxiliary image is presented as a picture-in-picture image is positioned into at least one of the dealer display or the second image display.
- 5. (APPEALED) The automated wagering system of claim 2 wherein a picture-in-picture image is positioned into at least one of the dealer display or the second image display.
- 6. (APPEALED) The automated wagering system of claim 3 wherein a picture-in-picture image is positioned into at least one of the dealer display or the second image display.
- 7. (APPEALED) The automated wagering system of claim 1 wherein a multiple number of dynamic background images are stored in files and the files are connected through a feed into the at least one processor for the dealer foreground image are stored in the system and are available for feed into the first dealer display.
- 8. (APPEALED) The automated wagering system of claim 2 wherein a multiple number of background images are stored in files and the files are connected through a feed into the at least one processor for the dealer foreground image are available for feed into the

first dealer display, wherein at least one background image is a dynamic background image.

- 9. (APPEALED) The automated wagering system of claim 3 wherein a multiple number of background images are stored in files and the files are connected through a feed into the at least one processor for the dealer foreground image are available for feed into the first dealer display.
- 10. (APPEALED) The automated wagering system of claim 6 wherein a multiple number of background images are stored in files and the files are connected through a feed into the at least one processor for the dealer foreground image are available for feed into the first dealer display.
- 11. (APPEALED) The automated gaming system of claim 1 comprising a gaming table and an upright video display panel comprising:
 - a table having an upper surface, the upper surface having a video display surface that provides a continuous field of video display and at least two different player positions; and
 - at least one main game processor in information communication with the upright video display panel and the video display surface, the processor directing video display on both the upright video display panel and the video display surface, and providing game rules for the play of at least one casino table card game without the use of physical cards on the table.
- 12. (APPEALED) The automated gaming system of claim 11 wherein each player position has an individual player processing board dedicated to that position.
- 13. (APPEALED) The automated gaming system of claim 12 wherein each individual player processing board communicates directly with a main game processor.
- 14. (APPEALED) The automated gaming system of claim 12 wherein each individual player processing board communicates directly with a single Dealer game engine processor.

- 15. (APPEALED) The automated gaming system of claim 14 wherein the single Dealer game engine processor communicates directly with the main game processor.
- 16. (APPEALED) The automated gaming system of claim 11 wherein the main game processor is programmable to display and execute different casino table games, wherein cards are used in the play of each of the games.
- 17. (APPEALED) The automated gaming system of claim 11 wherein the video display surface has changeable light filtering that can screen displayed images from various angles.

EVIDENCE APPENDIX

Appellants submit the attached definition of "merge" from the Random House Compact Unabridged Dictionary as secondary or supplemental evidence submitted during the prosecution of this Application that must be considered by the Board of patent Appeals in this decision. The frontispiece, publication page and page 1203 are included therein.

RANDOM HOUSE COMPACT UNABRIDGED DICTIONARY

Special Second Edition



RANDOM HOUSE NEW YORK New York Toronto London Sydney Auckland

1284897860

Typeset and Printed in the United States of America

This book is also sold in a special package containing the CD-ROM version 2.0 for Windows TM 95

International Phonetic Alphabet, courtesy International Phonetic Association

A mamber of entered words which we have reason to believe constitute trademarks have been designated as such. However, no attempt has been made to designate as trademarks or service marks all words or terms in which proprietary rights may exist. The inclusion, exclusion, or definition of a word or term is not intended to affect, or to express a judgment on, the validity or legal status of the word or term as a trademark, acroice mark, or other proprietary term.

Random House compact unabridged dictionary -- Special 2nd ed.

Library of Congress Cataloging-in-Publication Data

Random House Living Dictionary Project is a trademark of Random House, Inc.

The Random House Compact Unabridged Dictionary, Special Second Edition, is a revised and updated edition of The Random House Dictionary of the Eriglish Language, Second Edition, Unabridged

All rights reserved under International and Pan-American Copyright Conventions. No part of this book may be reproduced in any form or by any means, electronic or mechanical, including photocopyring without permission in writing from the publisher. All inquiries abould be addressed to Random House Reference, Random House, Inc., 201 E. 50th Street, New York, N.Y. 10022 Published in the United States by Random House, Inc., and simultaneously in Canada by Random House of Canada Limited, Toronto.

COPYRIGHT © 1996, 1993, 1987, BY RANDOM HOUSE, INC.

uy, nation, or person market, rithout saruple or to home popularized by by U.S. writers Held Frank C. Harlghen

9528329191

realthy or

Works influential

8

comedy (16967)

8 9

mercury

poisoning by mercury.

(mer kydor'e e light nercurial, cap in teat ite with mercury of mər kyöбг/ё » ∰ шу. [1820—30; мяжа

person who buys and trader. It is store-who owns a store on sholesaler. —adj. 4. ', -dis/; v. mûr/chan-merchandise. ing. 1. to make n mer-cu-ric (mer kyőtr'ik), adj. ing mercury, esp. in the bivalent cus(v) + -ic] ing. 1. to make mercurial, treat or impregnate with r pounds. Also, esp. Brit., n MERCURIAL + -122] —mere

£9

cury, and mercu/ric ster-soluble, strongly serid, highly igCl, prepared by sublimation of the large and used chiefly as an antisopper and used the large and used t chto/ride,

mmerce: a merchani at marine. 6. Seel-indard shape or size. ircheant < VL *mer-

mercu/ric ox/ide. Chem. a slighti ter-soluble, poisonous compound. Had coarse, orange-red powder (red mercia chiefly as a pigment in paint.

), adj. Chiefly Law. lue goods. [1475–85; NT. -ABLE] —Mer'

mercurric sulffide. Chem. he insoluble, poisonous compound. He course, black powder (black mercurist, fine, bright-scarlet powder fred mercurist) as a pigment and as a source of Also, mercury suffide. mix with mercury; amalgamate. [18]

Phurm

divine to +8 -n. 1. excrement express anger, an coprophagous

on a scart sufficiency. The wife were frequently means in any least scarcely as much a limited means enough to live though means ecarcely enough. enough

d. Itric Dial. a lake or pond. der. [bef. 800; ME, OE; c. G., Cile muir, L. mare]

03/02/2009 20:03 FAX

O3/02/2009 20:03 FAX

Mass

O3/02/2009 20:03

FAX

Mass

O3/02/2009 20:03

FAX

O3/02/2009 2

ary or bound: (ge)mære; c. (boundary ære; c. ON

MARK A. LITMAN & ASSOC

in foreign trade. er/chant bank/. arketable title.

(mûr'kya rîz'), u.t., -4 2). Also, esp. Brit. m t] ---mar/cu--1-za/tion,

contical preparations, reflecting and dental fillings, in certain evitation, and the abbundary of the appearatus, and as a laboratory of at mt. 200,59, at ma. 80, ap. pt. 13 point — 38,9°C, boling point, 197°C, and metal as used in medicine, in the hyer, mercusy (murky re), a. pl. heavy, eller-white, highly train a only one that is liquid at room true used in barometers, thermometers.

Ξ, meres (mes; Eng. 8

by all ships on-

curate (def. 2). Also, cue(v) + -tze] --mer Mer-cu-re-chrome

guild

composed

mercurrous chilorride, Trademark a brand of merbronin

esels of a nation that officers and crows of

**** de grâce. [1695-1705] at the gold covering on the wind as the resting place of throne of God. 2. South Midmoner's bench. [1520eia (def. 1). [1930-35]

nitiance; He is still a mere

metal as used in medicine, in the inequal and incegarile compounds, usually far and incegarile compounds, usually far (cop.) the ancient Roman gui who as of the gods and was also the spot of doquence, and science, identified a doquence and science, identified a herman 4, (cop.) Astron. the pull harding a diameter of 303 million of a harding a diameter of 303 million of a same of from the sum of 35 million of a state of the smallest planet in the same diameter. S. is measured the gauge family, esp the process of the gauge family, esp the process of the gauge family, esp the process of the gauge family.

to, or resembling a mer south or of people inhab 3. southern; southerly, south, esp. the south of meridiönälis southern, n TENTRIONAL. adv. me a meridian.

opie inhabiting the second inhabiting the second in the MERIDIAN, of France. e south, esp. of Fr an inhabitant of [1350-1400; ME

ē5, ₹ a female given

2. Ę,

well chiefly in the manufacta Also called fulndnate

1. See blue mass (def. 1).

A Port

8 5 an especially quiet switch ric circuit by shifting a vial E to cover

Ware famp Ħ (mûr/kyə re va h a high actinic s un electric arc i vá/pər), Elect. nc and ultravi-rc in mercury

once power compassion, power on the poor sinner. 2. 3. the discretionary power on toward 8 -

anter than invoke the death pen-hass, compassion, or favor. She and mercies for her friends ...ward), deriv. of

Ant. 1. cruelty

of the earth passing through the point on the earth's surface, b. included between the poles. 2. of the calestial subara the prosperity, epiendor, success, etc. [13] meridianus of moon, equiv. to meridi(from the locative meridie at midday, medi dië; medius suv., dies day) +

temale given name

merid/lan an/gie, Astron, the angle, measured east-ward or westward, through 180°, between the celestial meridian of an observer and the hour circle of a celestial body. Cf. hour angle. Me-rid-I-an 46,577. (mo rid/e an), 7 0 dty in

morid/lan cir/cie, Astron. a transit instrument pro-vided with a graduated vertical scale, used to measure the declinations of heavenly bodies and to determine the time of meridian transits. Also called circle, transit cir-cle, transit instrument. [1540-50]

morphisms (married enf. married enf. for mide enf.), Fr. ma eadworf), n., pl. morphisms (married enf.) married enf. for mide enf.; Fr. ma ea dyen), Fr. Furniture: a short soft of the Empire period, having arms of unequal height connected by a back with a sloping top. See litus, under ompire. [< F. special use of fem. of méridien memoran (adj.)] me-rid-i-o-nal (mo rid/a a nl), od; 1. of, pertaining to, or resembling a moridian. 2. characteristic of the south or of people inhabiting the south, esp. of France.

Merillee (mer/i

mer galveer (mar gan'set), n. pl. -sera, (e tively) -ser, any of several fish-cating diving the subbamily Merginse, having a narrow bill the tip and serrated at the edges. Also called f [1745-56; < Ml., equiv. to, mergi(us) diver, water bird + &neer cooss.] called fish due diver, a kind

merge (mur), v. merged, merging cause to combine or coalesce: unite. 2. in the bland, or unite gradually so us to blur the load or individual identity of They unted to merger branch offices into a single unit. 3. combined, united, swallowed up, or absorbed tity by uniting or blending (often fol. by in or stroom merges that he river up shead. 4. to unite into a single enterprise, organization, unite into a single enterprise, organization, the two firms merged last year. [1630-64; < 50 mg, in. 2. 3. amalgameta, consolidate. to combine, lo lodividuality 58

merg-ee (mûr je/), 7. [1960-65; mero(er) + -re] p participant 둳. 20 merger.

to divide into

Bried

meristematic (mesting of or having the 86; meristemat, base,

(mer's sta mat'ik), odj. Bot cog the properties of meristem. [188 ase, in derivation of MERISTEN (986) — was 'i-ste-mat'i-ca-ly, odu.

i. Bot. con-stem. [1880-

66; meristemat-, base glossemance) + - sc}

Mer·gui (

Bot e carpels of f Gk meris

mer-i-da (mer/ Míssoa, Mexico) (mor'i de), n. suntan (def. 2). [appar. after

Mer-i-den (mer/i dn), n. 87,118. a city in cantral Connecticut.

of the celestial sphere that passes through its poles and the observer's zenith. 3. a point or period of highest development, greatest prosperity, or the like. 4. (in accupancture) any of the pathways in the body along which that energy flows. —adj. 5. of or pertaining to a meridian. 6. of or pertaining to midday or soon the new ridian hour. 7. of or indicating a period of preserver. merid-i-an (me of or pertaining to midday or noon: the me-ur. 7. of or indicating a period of greatest , splender, success, etc. [1386-1400; AE < L ts of moon, equiv. to meritit(s) midday (formed ocative merities at midday, by dissimilation < medius sun', dies day) + -anus -axij and any given

merene

meritus ptp. or

M

203

wod up, or absorbed; lose iden-ig (offen fol. by in or into). This iver up ahead. 4. to combine or rprise, organization, body, etc. 1630-40; < L mergere

morviels (mer's els), n. Riol. growth; e sulting from cell division. Cf. suxesis. [1 meri- (comb. form of meris part, portion)

(1935-40; <

+

Mar-i-on-oth-shire (mer/s historic county in Gwynedd, Mer/i-or/eth.

P S C wales.

Also,

Nergen-tha-ler (mur'gen th/Jar, Ger, men'gen tif.

las), n. Ott-mar (or/mär, Ger, 6)/mäs), 1854-89, U.S.

inventor of the Linotype, born in Germany.

Therg-er (mur'jen), n. 1. a statutory combination of two or more comporations by the trensfer of the properties or one surviving corporation. 2. any combination of two or more business enterprises into a single enterpiese. The creates a set of the combination of to a single enterprise, [1720-30; MERGE + mer-i-stem (man's skent), n plants; undifferentiated, grown plants; undifferentiated, grown 1870-78; c CR meriscie), "merics, a. of meriscien to merics part, share) + - cos v. f. - ena. termination of nouns de

(mûr gwb'), n. a sesport in S Burma, on the Sea. 44,000.

mori-carp (meri kärpi), n. a schizocarp. [1825-35; meri-part, portion) + -care] Bot, one of the (comb. form of

meris-tic (no ris'tik), adj. Biol. of, pertaining to, or divided into segments or somites. [1890-95; < Gk meristikes of division. See measures, -tc]

Mô-ri-da (merse shā?, n. 1. a city in and of Yucatân, in SE Mexico. 253,800. 2. a city i zuela. 74,214. y in W Venerealistic (merrit), n. 1. claim to respect and praise, excollence; worth. 2. semething that deserves or justifies a
collence; worth. 2. semething that deserves or justifies a
collence; worth. 2. semething that deserves or justifies a
collence; The book's only merit is its sincerity. 2. merits, the
thermat rights and wrongs of a matter, as a leavant
tal inherent rights and wrongs of a matter, as a leavant
tal unchacured by procedural details, technicalities, personal
action of the constant of the collection of the merit is
action, sect. The case will be decided on its merits done
4. Often, meetics, the sexue of the decident of the collection
4. Often, meetics, the sexue of the collection of the collection
4. Often, meetics, the sexue of the collection of the collection
4. Often, meetics, the sexue of the collection
4. Often, meetics, the collection
4. Often, meetics, the collection
5. Often, meetics, the collection
6. Often,

Tyn. 1. value, credit Menn', nessin, wokira refer to the quality in a person, action, or thing that entitles received englidon, sep, favorable recognition. Menn is usually the excellence that entitles to praise: a person of great merit. In Desser is the quality that entitles one to a fluit reward occording to her desern. Worrs is always used in a factorable somes and signifies inherent value or goodness. The worth of your contribution is incirculable.

The worth of your contribution is incirculable.

The work badge', an insignia or device granted by the Boy Scouts, worn eap, on a uniform to indicate special and even contribution of the contribution of the contribution is indicated by the second of the contribution of rit. — and ve. — a.t. & Chiefly Theol. to .
[176] S. based on merit or merit rate
blance). It use of neutr of merituse act worthy
earn.] — mer/fixed----

mort-blockracy (mari tok/re ss), n. pl. cles. 1. nn alite group of people whee progress is based on shilly and talent rather than on class privilege or wealth. 2. a system in which such persons are rewarded and advanced. The dean believes the educational system should be on arritorary. 3. bademany by able and talented persons. [1865-65; stear + ... + .ca.or] —nver+to-oratio (mori to kravik), adj.

meri-to-ri-sus (mari tari a. -tari), pulse, revend, estam, etc.; prisewort sff for meritorious service. [1376-1425] meritorius on hire. See MERT, -roavi Ther'll pay', an additional sum paid to an employee, as a schoolbeacher, whose work is superior and whose services are valued. merito-crat (mer/i to krat/), n. meritocracy. [1865-60; MERITO(CRACY) hire. See MERT, -TORY', -O 4.6 member of deserving ME < 1

mer'lt sys'tem, a system or policy whereby people are promoted or rewarded on the basis of ability and achievement rather than because of smiority, quotas, patronage, or the lite. [1835-1900]

merion

RELATED PROCEEDINGS APPENDIX

Neither Appellants nor their counsel on this Appeal are aware of any proceedings before the US Patent and Trademark Office or any US Judicial or Quasi-Judicial authority that relates directly towards any issues in this Appeal.